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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : HIROYUKI KAWAE ET AL. Confirmation No.: 01-764
Serial No. : 10/026,871
Filed : December 21, 2001
TC/A.U. : 2879
Examiner : Kevin J. Quarterman

Docket No. : 01-764
Customer No.: 34704

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

PETITION FOR UNINTENTIONALLY DELAYED
CLAIM UNDER 37 CFR 1.78(a)(2)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby requests that the Declaration previously submitted by Applicant on February 6, 2004 under 37 CFR 1.78 be considered and entered as the entire time delay for making the submission between the date that the claim for CIP status was due and the date the claim was filed was unintentional.

The reference to CIP status required by 35 USC 120 and 37 CFR 1.78(a)(2) was previously made in Applicants' Declaration filed on February 6, 2004;

A check in the amount of \$1,330.00 to cover the petition fee under 37 CFR 1.17(t) is enclosed.

If any additional fees are required in connection with this case, it is respectfully requested that they be charged to Deposit Account No. 02-0184.

Respectfully submitted,

HIROYUKI KAWAE ET AL.

By

Gregory P. LaPointe
Attorney for Applicants
Reg. No. 28,395

03/09/2004 AWONDAF1 00000089 10026871

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Date: March 3, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313" on March 3, 2004.

Lori J. Larson